GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Registration and Stamps – Surprise check conducted against Sri Perumalla Bhaskara Rao, Sr.Asst., I/c Sub Registrar, Cumbum, Prakasam District and 2 others on 15.05.2019 on the allegation of corruption - Initiation of Disciplinary Proceedings against Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District under Rule 20 of APCS (CCA) Rules, 1991 – Articles of Charges - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.389 Dated:20-04-2023
Read:-

G.O.Ms.No.187, Revenue (Vig.II) Department, Dated:20-04-2023.

&

ORDER:

In continuation of orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 in the reference read above, it is considered necessary to hold an enquiry against Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District in accordance with the procedure laid down in Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District is directed to submit her Written statement of defence within ten days of the receipt of this Order.

4. Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7280782/2023/TAPPAL-REV01

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Smt. Sk.Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District (through the Deputy Inspector General, Registration & Stamps, Prakasam District with a request to serve the G.O, to the individual and furnish the served copy with dated acknowledgement for record).
The Deputy Inspector General, Registration & Stamps, Prakasam District.

Copy to:
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Secretariat Building No.5, Velagapudi, Guntur District.
The Director General, Anti Corruption Bureau, Andhra Pradesh, Pandit Nehru Bus Station, NTR Administrative Block, 2nd Floor, Vijayawada.
The Commissioner & Inspector General, Registration & Stamps, Andhra Pradesh, Eedupugallu, Vijayawada.
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SMT. SK. SHAJAHAN, W/O FAIROZ BASHA, AGE 40 YEARS, OFFICE SUB-ORDINATE, O/O SRO, CUMBUM, PRAKASAM DISTRICT

That Smt. Sk. Shajahan, W/o Fairoz Basha, Age 40 years, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District (herein after referred as Government Servant) while functioning as such during the period between 22.06.2018 to 15.05.2019 (till date of surprise check) committed grave misconduct in as much as:

Charge:

That the Government Servant Smt. Sk. Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District along with Sri Perumalla Bhaskara Rao, I/c Sub Registrar, Cumbum and other staff, is collecting illegal gratification through Sri Uppalapati Vamsi Krishna, Office Sub-ordinate and also through a private person namely Sri Kone Sandeep from the document writers who collects 1% of sale consideration of the properties under transaction additionally which is termed as "fees to fees" meant for paying to the Sub Registrar and staff from the Parties who approach the Sub Registrar Office, Cumbum for Registrations and also from the public who approach the Office for certified copies, ECs and Market Value Certificates etc.

Thus, the Government Servant Smt. Sk. Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District, by her above mentioned acts has failed to maintain absolute integrity, showed lack of devotion to duty and conduct unbecoming of Government Servant and there by contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules 1964.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SMT. SK. SHAJAHAN, OFFICE SUBORDINATE, SUB-REGISTRAR OFFICE, CUMBUM, PRAKASAM DISTRICT

Smt. Sk. Shajahan, W/o Fairoz Basha is a native of Markapuram Town, Prakasam District. Her date of birth is 10.06.1982. She entered into Government service on 09.10.2014 as Office Subordinate. She worked as thus in Registrar Office, Markapuram. Later on she was transferred to Sub Registrar Office, Cumbum on 22.06.2018 ever since she has been working as the Office Sub-Ordinate, O/o SRO, Cumbum. She is drawing the salary with basic pay of Rs. 15,030/-. She is due to retire on attaining the age of superannuation on 30.06.2044. She is hereinafter referred to as Government Servant (G.S).

Charge:

That the Government Servant Smt. Sk. Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District along with Sri Perumalla Bhaskara Rao, I/c Sub Registrar, Cumbum and other staff, is collecting illegal gratification through Sri Uppalapati Vamsi Krishna, Office Sub-ordinate and also through a private person namely Sri Kone Sandeep from the document writers who collects 1% of sale consideration of the properties under transaction additionally which is termed as "fees to fees" meant for paying to the Sub Registrar and staff from the Parties who approach the Sub Registrar Office, Cumbum for Registrations and also from the public who approach the Office for certified copies, ECs and Market Value Certificates etc.

Facts and Evidence:

On receipt of credible information about the irregularities and corrupt practices in the office of the Sub-Registrar, Cumbum, Prakasam District, a surprise check was conducted on 15.05.2019 from 4-45 PM to 11-30 PM by the officials of the Anti-Corruption Bureau, Prakasam District, Ongole along with two respectable mediators viz. 1) Pulugu Pattabhirami Reddy S/o Punnagula Reddy Age 56-yrs, Head Master, ZP High School, Pedarikatla (V), K.K.Mitla (M) and 2) Sri Gajula Sai Chaitanya, S/o G.Venkata Sesha Giri Rao, Age 30-yrs, Jr. Asst, O/o Deputy Educational Officer, Ongole Division, Ongole and found irregularities against Sri Perumalla Bhaskar Rao, Sr. Asst., I/c Sub-Registrar, Cumbum and his staff.

The DSP, ACB, Prakasam District along with above two mediators, the Inspectors Sri T.V.V.Pratap Kumar, Sri N. Raghava Rao and other ACB staff left ACB office, Ongole at 1-30 PM on 15.05.2019 in two vehicles bearing No's AP27TW6221 & AP27TV1982 and proceeded towards Cumbum, reached nearer to Anjaneya Swamy Temple situated on Sarabhareddy Street, Cumbum at 4-15 PM and got stopped the vehicles there. As per the instructions of DSP, all the team members alighted from the vehicles and went towards O/o the Sub-Registrar, Cumbum and took vantage positions in the vicinity of the said office, by taking all precautions and to see that no one escapes from the premises of the SRO Office. The mediators started observing the things going on in the premises of O/o the Sub-Registrar, Cumbum. The mediators noticed the movement of some persons in the front open space in the premises O/o the Sub-Registrar, Cumbum and inside the SRO Office, Cumbum.

At about 4-35 PM, on the instructions of DSP, all the members of Surprise Check party entered into the premises of o/o the Sub-Registrar, Cumbum and on seeing the members of Surprise Check, one person available in the Varandah and one person available in the Main Hall of O/o the Sub-Registrar, Cumbum tried to run away from there. The DSP with the assistance of staff prevented them from fleeing. It is also found two other persons available in the Varandah and four other persons available in the front open space in the premises of SRO Office, Cumbum and in the main hall of SRO Office, Cumbum found one person sitting in the chambers of Sub-Registrar and six others present in the hall. The DSP disclosed his

Contd.,2

identity and the identity of remaining members of Surprise Check party to the person sitting in the SRO chamber and briefed him about the purpose of their visit. The DSP then ascertained the identity of the person found in the Sub-Registrar chambers as Perumalla Bhaskara Rao S/o Samuel, Age 56-yrs, Sr. Asst., I/c Sub-Registrar, Cumbum, Prakasam District, R/o Markapur and he further informed the DSP that he was deputed to Cumbum Sub-Registrar Office from Markapur Registrar office on 20.12.2018 ever since he was kept as I/c SRO, Cumbum till 08.05.2019 in the absence of regular SRO. Later, a newly recruited SRO Sri K.V. Radha Krishna Murthy was appointed as SRO, Cumbum and he took charge as SRO, Cumbum on 09.05.2019. The SRO Sri K.V. Radha Krishna Murthy went to attend a training program at HRDI, Bapatla on 13.05.2019 and he was once again kept as In-charge SRO, Cumbum since 14.05.2019. The DSP requested the I/c SRO Sri Perumalla Bhaskara Rao to cooperate with the Surprise Check party during the surprise check proceedings and the I/c SRO Sri Perumalla Bhaskara Rao along with other available staff agreed for the same. The DSP then requested the I/c SRO Sri Perumalla Bhaskara Rao to tell about the staff working in SRO, Cumbum. The SRO Office, Cumbum has a sanctioned strength of one Sr. Asst., one Jr. Asst. and two Office Sub-Ordinates.

The I/c SRO Sri Perumalla Bhaskara Rao then introduced 1) Sri Uppalapati Vamsi Krishna as the Office Sub-Ordinate, 2) Sri Pasupula Venkteswarlu as the Junior Assistant and 3) Smt. Shaik Shajahan as another Office Sub-Ordinate (Government Servant), O/o the Sub Registrar Office, Cumbum, Prakasam District to the Surprise Check Party.

When the DSP asked the I/c SRO Sri Perumalla Bhaskara Rao about the two youths who were working on the computers in the Sub Registrar Office, the I/c SRO Sri Perumalla Bhaskara Rao introduced them as (1) Sri Chakka Kalyan Koushik Kumar, S/o Sri Satyanarayan, Age 21 years, Private Date Entry Operator, SRO, Cumbum, R/o D. No.13-49A, Cumbum and 2) Sri Budaguntla Mahesh, S/o Sri Preman and, Age 25 years, Private Date Entry Operator, SRO, Cumbum, R/o Yerrajarla village, Ongole. The I/c SRO Sri Perumalla Bhaskara Rao further stated that since no regular Date Entry Operator was allotted to Sub Registrar Office, Cumbum, he had engaged the two said Private Date Entry Operators; that he has been paying Rs.8,000/- monthly to Sri Chakka Kalyuan Koushik Kumar and Rs.6,000/- to Sri Budaguntla Mahesh. When the DSP questioned the I/c SRO Sri Perumalla Bhaskara Rao as to why he had allowed unauthorized Date Entry Operators to work in the Office, the I/c SRO Sri Perumalla Bhaskara Rao stated that since no Date Entry Operator was allotted to Sub Registrar Office, Cumbum, he had engaged them to meet the Office exigencies. When the DSP further asked as to how he was adjusting salaries of the Private Data Operators, he remained silent.

During the surprise check, after perusal and verification of the Personal Cash Register of Sub Registrar Office, Cumbuum, the following amounts of unaccounted cash were recovered from the possession Government/Private employees in the presence of the mediators after verifying the entries in the Personal Cash Register with the amounts which were in possession of the Government Employees working in the Sub Registrar Office, Cumbum.

Sl. No.	Names of the Employees	Cash found in possession
1.	Sri UppalapatiVamsi Krishna, Office Subordinate	Rs.2,530/-
2.	Sri Kone Sandeep, Private Employee	Rs.1,120/-
3.	Sri Chakka Kalyan Koushik Kumar, Private Date Entry Operator	Rs.1,360/-
4.	Sri Budaguntla Mahesh, Private Date Entry Operator	Rs.1,540/-
	Total	Rs.6,550/-

Then the surprise check team searched the premises of SRO, Cumbum, Prakasam District in the presence of the mediators. During the searches, an amount of Rs.40,000/- was found amidst of the old records in the record room in the south-

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west corner of the record room. The DSP asked the I/c SRO Sri Perumalla Bhaskara Rao about the amount found in the Record Room but he denied the knowledge of the said amount and stated that the said amounts didn't belong to him and he didn't know as to how it had come there. The other staff of SRO also stated that they did not have knowledge of the aforesaid unaccounted cash found in the record room.

When Sri UppalapatiVamsi Krishna, Office Subordinate was asked about collecting mamools from the document writers on behalf of the SRO staff and about the excess amount of Rs.2,530/- found in his possession, he stated that the I/c SRO Sri Perumalla Bhaskara Rao entrusted him the duty of collecting mamools (fee to fee) at the rate of 1% on the sale consideration value of each document from the document writers concerned apart from the amounts of stamp duty and the registration charges. The document writers would bring mamools to the I/c SRO Sri Perumalla Bhaskara Rao every evening with regard to the documents presented by the on that particular day and give the same to him. At the end of the day during the closure of the Office, he used to hand over the mamool amounts to the I/c SRO Sri Perumalla Bhaskara Rao which would be distributed among the I/c SRO Sri Perumalla Bhaskara Rao and other staff viz. Sri Uppalapati Vasmi Krishna, Office Sub-Ordinate, Sri Pasupula Venkteswarlu, Junior Assistant and Smt. Shaik Shajahan, Office Sub-Ordinate (Government Servant) of the Sub Registrar Office, Cumbum, Prakasam District. Sometimes, he would also send his brother-in-law Sri K. Sandeep to the document writers to collect the mamool amounts. Apart from the mamools from document writers, he would also collect petty amounts from the public who would approach the Sub Registrar Office, Cumbum for certified copies, ECs, Market Value Certificates etc. He also added that on 15.05.2019, the document writers had not handed over the mamool amounts to him till then.

The DSP questioned the Private Date Entry Operator Sri Chakka Kalyan Koushin Kumar, he stated that he has been working in the Sub Registrar Office, Cumbum for the past 1 ½ years and he was being paid Rs.8,000/- per month by the I/c SRO Sri Perumalla Bhaskara Rao . He failed to properly account for the amount of Rs.1,360/- in his possession. When the DSP questioned the Private Date Entry Operator Budaguntla Mahesh, he stated that he has been working in Sub Registrar Office, Cumbum for the past 10 months and he was being paid Rs.6,000/- per month by the I/c SRO Sri Perumalla Bhaskara Rao . He failed to properly account for the amount of Rs.1,540/- in his possession.

When the I/c SRO Sri Perumalla Bhaskara Rao was asked about the collection of mamools from public through document writers and through the Office Sub-ordinate and allowing an unauthorized person like Sri K. Sandeep to be present in the premises of Sub Registrar Office, Cumbum, he remained silent. The DSP seized the total amount of unaccounted cash Rs.46,550/- for further proceedings.

The DSP examined (1) Sri Kone Sandeep, Private Employee in the Sub Registrar Office, (2) Sri Dhulla Rajesh Babu, Document Writer, (3) Sri Kille Mallaiah, R/o Rangapuram Village, Arthaveedu Mandal, Prakasam District and (4) Sri Katikani Kiran Kumar, R/o Veluvennu Village, Undrajuvaram Manda, West Godavari District and obtained their signed statements, verified the A-Account Register, B-Account Register, C-Account Register, D-Account Register, G-Account Registe, H-Account Register, Stamps Cash Receipts Register Book, Attendance Register and Casual Leave Register and seized the Personal Cash Register Attendance Register, Casual Leave Register and CL application of Sri T. Narasimha Rao, Sr. Asst., O/o the SRO, Cumbum duly attested by the Mediators. The DSP also got prepared rough sketch of the Sub Registrar Office and its surroundings.

During the course of enquiry, the following witnesses were examined and obtained their signed statements. The brief contention of the witnesses is as follows: -

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1) Sri Kone Sandeep, S/o Koteswara Rao, Age 25 yrs, N/o Vetapalem (V) and (M), Prakasam District, working as prive employee in Sub Registrar Office, Cumbum, Prakasam District.

On examination, he stated that he completed ITI (Electrician) and has driving knowledge as well. His sister Sirisha's husband Sri Uppalapati Vamsi Krishna, is working in SRO Office, Cumbum as an Office Subordinate. Sri Uppalapati Vamsi Krishna collects mamools i.e., 1% of the sale consideration value on par with the registration charges from the Document Writers who present documents for registration in SRO Office, Cumbum. Since he has no proper financial settlement, Sri Uppalapati Vamsi Krishna asked him to be with him. He brings refreshments like Tea, Coffee, Tiffin etc., to the staff of SRO, Cumbum. Sometimes, on the suggestion of Sri Uppalapati Vamsi Krishna, he visits the offices of Document Writers and collects mamool amounts from them and gives them to Sri Uppalapati Vamsi Krishna, who in turn gives it to the I/c SRO Sri Perumalla Bhaskara Rao. Upon search of his person an amount of Rs.1,120/- was found in his possession and Sandeep informed that it was given by his Brother-in-law at about 2 PM in the afternoon on 15-05-2019 to keep with him etc. facts.

2) Sri Dhulla Rajesh Babu S/o Balaswamy, Age 39-yrs, Document Writer, N/o Kandulapuram (V), Cumbum (M).

He is working as Document Writer at Sub Registrar Office, Cumbum. On examination he stated that he has been acting as a Document Writer for the last 5 years. He prepares the documents for the parties who purchase immovable properties and also present the documents in SRO Office, Cumbum on behalf of the parties for registration purpose. He further stated that they charge Rs.500/- for preparing each document, and on the instructions of the staff of SRO, Cumbum they have been collecting mamools from the parties approaching them at the behest of the I/c SRO Sri Perumalla Bhaskara Rao and giving the same to the staff of SRO, Cumbum. The specified Stamp duty for registration any document is 6.5% of the sale consideration value and the registration fee is 1% of the sale consideration value. Generally, they collect mamool amount on par with the registration fee i.e., one percent of the value of the sale deed and on a few occasions, in the case where the parties express their inability to afford 1% they collect the amounts given as per the wish and will of the parties. They do not pay the mamools directly to the I/c SRO Sri Perumalla Bhaskara Rao, but give it to Sri Uppalapati Vamsi Krishna, Office Sub-Ordinate or his Brother-in-law Sandeep in the evenings. On 15.05.2019 he presented two documents in SRO Office, Cumbum and is yet to pay the mamools with regard to the two documents. He also stated that the cash of Rs.1,000/- in his possession is his personal amount etc. facts.

3) Sri Kille Mallaiah, S/o late Somaiah, Age 36-yrs, Cooli, Rangapuram (V), Ardhaveedu (M), Prakasam Dt.

On examination he stated that he came to SRO Office, Cumbum on 15-05-2019 for the purpose of registration of 2.18 acres of agricultural land at Gannepalle Village of Ardhaveedu Mandal in his name. He got the document prepared by the Document Writer Ramachandra Rao. Apart from the amount of Rs.4,120/- towards Stamp duty, Registration fee, User charges and Rs.500/- paid to the Document Writer for preparing the document, the Document Writer took Rs.4,000/- more from him on the pretext of giving mamools to the SRO Office, Cumbum. He also came to know that the SRO office, Cumbum have been collecting fees to fee i.e., 1% of the sale consideration value on the par with the registration fee through Document Writers for the registration of the documents etc. facts.

4) Katikani Kiran Kumar, S/o Subbaiah, Age 37-yrs, Somavarapupeta (V), B.V.Peta (M), Private Lecturer, Seshi Jr. College, R/o Veluvennu (V), Undarajuvaram (M), W.G.Dist.

On examination he stated that he came to SRO Office, Cumbum on 15.05.2019 for the registration of gift settlement deed with regard to 72 Sq. Yards of land at Somavaripeta Village of Bestavaripeta Mandal in his name. He got the

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document prepared by the Document Writer AkulaMurali. Apart from the amount of 2,360/- towards Stamp duty, Registration fee, User charges and Rs.500/- paid to the Document Writer for preparing the document, the Document Writer took Rs.1,000/- more from him on the pretext of giving mamools to the SRO Office, Cumbum. He also came to know that the SRO Office, Cumbum have been collecting fees to fee i.e., 1% of the sale consideration value on par with the registration fee through Document Writer for the registration of the documents etc. facts.

As per the Circular Memo No.X210708/1994 issued by the Office of the Commissioner and Inspector General of Registration and Stamps, A.P., Hyderabad, dated 30.12.1997, it was instructed that in all cases of surprise checks where unaccounted cash is found with the employee, in the premises of the office or with any unauthorized person in the Office, the normal presumption shall be that it is illegal amount obtained as bribe from the parties and the onus of disproving the same will be on the Charged Officer. Hence it is clear that the aforesaid unaccounted amount was the illegal amount obtained by the Government Servant along with the I/c SRO Sri Perumalla Bhaskara Rao and other staff as bribe from the parties.

During the surprise check, the DSP, ACB, Ongole range noticed the following irregularities:

That the Government Servant Smt. Sk. Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District along with Sri Perumalla Bhaskara Rao, I/c Sub Registrar, Cumbum and other staff, is collecting illegal gratification through Sri Uppalapati Vamsi Krishna, Office Sub-ordinate and also through a private person namely Sri Kone Sandeep from the document writers who collects 1% of sale consideration of the properties under transaction additionally which is termed as "fees to fees" meant for paying to the Sub Registrar and staff from the Parties who approach the Sub Registrar Office, Cumbum for Registrations and also from the public who approach the Office for certified copies, ECs and Market Value Certificates etc.

This is proved from the following evidence:

During the Surprise check, the DSP then examined the document writers/persons who were present in the O/o SRO, Cumbum and they stated as follows:

1) Sri Kone Sandeep:

On examination, he stated that he completed ITI (Electrician) and has driving knowledge as well. His sister Sirisha's husband Sri Vamsi Krishna, is working in SRO Office, Cumbum as an Office Subordinate. His brother-in-law Vamsi Krishna collects mamools i.e., 1% of the sale consideration value on par with the registration charges from the Document Writers who present documents for registration in SRO Office, Cumbum. Since he has no proper financial settlement, his brother-in-law Vamsi Krishna asked him to be with him. He brings refreshments like Tea, Coffee, Tiffin etc., to the staff of SRO, Cumbum. Sometimes, on the suggestion of his brother-in-law, he visits the offices of Document Writers and collects mamool amounts from them and gives them to his Brother-in-law, who in turn gives it to Sri Perumalla Bhaskara Rao, I/c Sub-Registrar, Cumbum. Upon search of his person an amount of Rs.1,120/- was found in his possession and Sandeep informed that it was given by his Brother-in-law at about 2 PM in the afternoon on 15-05-2019 to keep with him etc. facts.

2) Sri Dhulla Rajesh Babu: On examination he stated that he has been acting as a Document Writer for the last 5 years. He prepares the documents for the parties who purchase immovable properties and also present the documents in SRO Office, Cumbum on behalf of the parties for registration purpose. He further stated that they charge Rs.500/- for preparing each document, and on the instructions of the

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staff of SRO, Cumbum they have been collecting mamools from the parties approaching them at the behest of the I/c SRO Sri Perumalla Bhaskara Rao and giving the same to the staff of SRO, Cumbum. The specified Stamp duty for registration any document is 6.5% of the sale consideration value and the registration fee is 1% of the sale consideration value. Generally, they collect mamool amount on par with the registration fee i.e., one percent of the value of the sale deed and on a few occasions, in the case where the parties express their inability to afford 1% they collect the amounts given as per the wish and will of the parties. They do not pay the mamools directly to the I/c SRO Sri Perumalla Bhaskara Rao, but give it to Sri Uppalapati Vamsi Krishna, Office Sub-Ordinate or his Brother-in-law Sandeep in the evenings. On 15.05.2019 he presented two documents in SRO Office, Cumbum and is yet to pay the mamools with regard to the two documents. He also stated that the cash of Rs.1,000/- in his possession is his personal amount. Since, no incriminating slips were found in his possession, the amounts of Rs.1,000/- found in his possession was allowed to be retained with him.

3) Sri Kille Mallaiah: On examination he stated that he came to SRO Office, Cumbum on 15-05-2019 for the purpose of registration of 2.18 acres of agricultural land at Gannepalle Village of Ardhaveedu Mandal in his name. He got the document prepared by the Document Writer Ramachandra Rao. Apart from the amount of Rs.4,120/- towards Stamp duty, Registration fee, User charges and Rs.500/- paid to the Document Writer for preparing the document, the Document Writer took Rs.4,000/- more from him on the pretext of giving mamools to the SRO Office, Cumbum. He also came to know that the SRO office, Cumbum have been collecting fees to fee i.e., 1% of the sale consideration value on the par with the registration fee through Document Writers for the registration of the documents.

4) Sri Katikani Kiran Kumar: On examination he stated that he came to SRO Office, Cumbum on 15.05.2019 for the registration of gift settlement deed with regard to 72 Sq. Yards of land at Somavaripeta Village of Bestavaripeta Mandal in his name. He got the document prepared by the Document Writer Akula Murali. Apart from the amount of 2,360/- towards Stamp duty, Registration fee, User charges and Rs.500/- paid to the Document Writer for preparing the document, the Document Writer took Rs.1,000/- more from him on the pretext of giving mamools to the SRO Office, Cumbum. He also came to know that the SRO Office, Cumbum have been collecting fees to fee i.e., 1% of the sale consideration value on par with the registration fee through Document Writer for the registration of the documents.

When the DSP questioned 1) Pasupula Venkteswarlu, S/o Somaiah, Age 58-yrs, Jr. Asst., 2) Smt. Shaik Shajahan W/o SK. Fairoz, Age 38-yrs, Office Sub-Ordinate (Government Servant) about the collection of mamools from the public by SRO office, Cumbum through the document writers for registration of properties, they remained tight lipped.

Thus, the Government Servant Smt. Shaik Shajahan, Office Subordinate, Sub-Registrar Office, Cumbum, Prakasam District, by her above mentioned acts has failed to maintain absolute integrity, showed lack of devotion to duty and conduct unbecoming of Government Servant and there by contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules 1964.

Thus the Government servant rendered herself liable for departmental action for major penalty.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER
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ANNEXURE –III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SMT. SK. SHAJAHAN, W/O FAIROZ BASHA, AGE 40 YEARS, OFFICE SUB-ORDINATE, O/O SRO, CUMBUM, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

DOCUMENTARY EVIDENCE:-

1. Statement of Sri Kone Sandeep, S/o Koteswara Rao, Age 25 years, N/o Vetapalam Village and Mandal, Prakasam District, working as private employee in Sub Registrar Office, Cumbum, Prakasam District.
2. Statement of Sri Dhulla Rajesh Babu S/o Balaswamy, Age 39-yrs, Document Writer, N/o Kandulapuram Village, Cumbum Mandal, Prakasam District.
3. Statement of Sri Kille Mallaiah, S/o late Somaiah, age 36-yrs, Cooli, Rangapuram (V), Ardhaveedu (M), Prakasam District.
4. Statement of Sri Katikani Kiran Kumar, S/o Subbaiah, Age 37-yrs, Somavarapupeta (V), B.V.Peta (M), Private Lecturer, Seshi Jr. College, R/o Veluvennu (V), Undarajuvaram (M), W.G.Dist.
5. Rough Sketch of the Scene.
6. Attendance Register 2019, O/o SRO, Cumbum.
7. Copy of Proceedings No.A1/268/2018-2 dated. 25.04.2018 of the DIG, Registrations & Stamps, Guntur: The proceedings bears the appointment order of Sri KV Radha Krishna Murthy as Probotionary Sub Registrar in Cumbum and also for undergoing departmental training for a period of one year on attachment to District Registrar, Ongole.
8. Copy of Proceedings No.A1/268/2018-2 dated. 03.05.2019 of the DIG, Registrations & Stamps, Guntur: The Proceedings bears the relieving order i.e. on 08.05.2019 from the training with instructions to report at Cumbum.
9. Copy of joining report of Sri KV Radha Krishna Murthy, regular Joint Sub Registrar, Cumbum 09.05.2019.
10. Letter No.G1/754/2019 dated 02.11.2019 of District Registrar, Markapur enclosed by the copy of Proceedings No.A1/131-1/2019 dated. 09.05.2019: The Letter bears the deputing Sri Perumalla Bhaskar Rao(Government Servant) as the incharge Sub Registrar, Cumbum.
11. Surprise Check Proceedings dated 15.05.2019 drafted in the office of the Sub Registrar, Cumbum.
12. Letter No.E1/1845/2019, Dated 08.11.2019 of the District Registrar (R&S), Prakasam District, Ongole: It contains the copies of 1) G.O.Ms.No.108, Revenue (Registration-I) Dept., dt.21-02-2000, 2) G.O.Ms.No.200, General Administration (Ser-C) Department, Dt.26.3.2007, Andhra Pradesh, 3) Circular Memo No. X1/3945/07, dt.02-05-2007 and 4) Circular Memo No.X2/10708/94 dt.30-12-1997 of Commissioner & I.G. of Registration and Stamps, A.P., Hyderabad.
13. Lr. No.G1/282/2019, Dated 28.05.2020 of the District Registrar, Markapur, Prakasam District: It contains the Service particulars of the Government Servant.

If any document is necessary, it will be produced at the time of enquiry.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SMT. SK. SHAJAHAN, W/O FAIROZ BASHA, AGE 40 YEARS, OFFICE SUB-ORDINATE, O/O SRO, CUMBUM, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

ORAL EVIDENCE:

The following oral evidence is available on record.

1) Sri Kone Sandeep, S/o KoteswaraRao, Age 25 years, N/o Vetapalam Village and Mandal, Prakasam District, working as private employee in Sub Registrar Office, Cumbum, Prakasam District.

He speaks about his private employment as an Attender in Sub Registrar Office, Cumbum, collection of mamools from the Document Writers etc. on behalf of Sub Registrar Office, his presence at the time of surprise check proceedings, seizure of unaccounted cash Rs.1,120/- from his possession by the ACB Officials etc. facts.

2) Sri Dhulla Rajesh Babu S/o Balaswamy, Age 39-yrs, Document Writer, N/o Kandulapuram Village, CumbumMandal, Prakasam District.

He speaks about collection of mamools from the vendees etc. on behalf of Sub Registrar Office, his presence at the time of surprise check proceedings conducted by the ACB Officials etc. facts.

3) Sri Kille Mallaiah, S/o late Somaiah, Age 36-yrs, Cooli, Rangapuram (V), Ardhaveedu (M), Prakasam District.

He speaks about the extra collection of mamool Rs.4,000/- by Document Writer Sri Ramachandra Rao for registration of land in Sub Registrar Office, Cumbum besides the formal Registration and other charges etc. facts.

4) Sri KatikaniKiran Kumar, S/o Subbaiah, Age 37-yrs, Somavarapupeta (V), B.V.Peta (M), Private Lecturer, Seshi Jr. College, R/o Veluvennu (V), Undarajuvaram (M), W.G.Dist.

He speaks about the extra collection of mamool Rs.1,000/- by Document Writer Sri Akula Murali for execution of gift settlement deed in Sub Registrar Office, Cumbum besides the formal Registration and other charges etc. facts

5) Sri Pulugu Pattabhirami Reddy, S/o Punnagula Reddy, Age 56 years, Head Master, ZP High School, Pedarikatla village, K.K. MitlaMandal, Prakasam District.

He is the 1st mediator and speaks about the Surprise Check proceedings dated 15.05.2019, the contents of the same and etc. facts. (Mediator-1)

6) Sri GajulaSaiChaitanya, s/o Venkata Sesha Giri Rao, Age 30 years, Jr. Assit., O/o Deputy Educational Officer, Ongole Division, Ongole, Prakasam District.

He is the 2nd mediator and speaks about the Surprise Check proceedings dated 15.05.2019, the contents of the same and etc. facts

7) Sri K.V.V.N.V. Prasad, Deputy Supdt. of Police, ACB, Prakasam District, Ongole.

To speak about his conducting the Surprise Check Proceedings, seizure of cash, verification of documents, examination of witnesses in the presence of L.Ws.5 and 6 etc. facts.

If any witness is necessary, he/she will be produced at the time of enquiry.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER